

AMENDMENTS TO THE CLAIMS:

This listing of claims will replace all prior versions, and listings, of claims in the application:

LISTING OF CLAIMS:

1 - 3. (Canceled)

4. (Currently Amended): ~~The A~~ binder resin for a toner ~~according to claim 1~~ obtained from, wherein the binder resin is obtained by mixing a polyester resin (a3) satisfying the following requirement (I) and a polyisocyanate (d), wherein

(I) ~~The~~ the polyester resin (a3) is a polyester resin obtained from by reacting a polyethylene terephthalate (PET) and/or a polybutylene terephthalate (PBT), a polycarboxylic acid, a polyhydric alcohol, and a wax (e4), wherein the wax having has a two or more hydroxyl groups, and/or a two or more carboxyl groups, or one or more hydroxyl group(s) and one or more carboxyl group(s), in its molecule.

5. (Canceled)

6. (Currently Amended): An electrophotographic toner for static charge image development containing the binder resin for a toner as described in claim [[1]] 4.